

**Kingdom of Cambodia
Nation Religion King**

Ministry of Commerce

Number: 300 PN CBP PrK

Phnom Penh 29 December 2015

**Prakas
On
Re-registration of Businesses through Automated System**

**Senior Minister
Minister of Commerce**

Pursuant to:

- The Constitution of the Kingdom of Cambodia
- Royal Decree number NS/RKT/0913/903, dated 24th of September 2013, on the appointment of the Royal Government of the Kingdom of Cambodia;
- Royal *Kram* number NS/RKM/0196/16, dated 24th of January 1996 that promulgated the Law on the Establishment of Ministry of Commerce;
- Royal *Kram* number NS/RKM/0695/04, dated 26th of June 1995 that promulgated the Law on Commercial Rules and Commercial Registration;
- Royal Decree number NS/RKM/1199/12, dated 18th of November 1999 that promulgated the Law on the Amendment of Commercial Rules and Commercial Registration;
- Royal *Kram* number NS/RKM/0605/19, dated 19th of June 2005 that promulgated the Law on Commercial Enterprise;
- Sub-decree number 131 ANKr BK, dated 19th of March 2014 on the Organization and Functioning of the Ministry of Commerce;
- Prakas number 191 PN ChBP PrK, dated 11th of July 2014 on the Organization and Functioning of the Department of Business Registration;
- The necessity of the Ministry of Commerce's objective in implementing business registration to facilitate investment and trade by reducing paperwork
- Prakas number 299 PN ChBP PrK, dated 29th of December 2015 on Business Registration through Automated System

Decision

Article 1:

Require that all companies, enterprises, branches, representative offices, affiliates or agents that had registered their businesses before the 4th of January 2016 **re-register their businesses** through the Ministry of Commerce's automated business registration system via this Website: www.businessregistration.moc.gov.kh . This re-registration exercise is designed to serve as a venue where any update and use of data, the filling out of letters of requirements, supply of necessary documents to or announcement by the Ministry can be from now on done electronically.

Article 2:

Founder, administrator or owner of the company must fill in all necessary information and documents in the the automated system as guided by its requirements. Once the re-registration is complete, the administrator or owner of business enterprise will receive a new registration number and new certificate with indefinite validity issued by the automated system.

Article 3:

The re-registration process as stated in Article 1 will run from the 4th of January until the 31st of March 2016 free of charge.

If any company's administrator or enterprise's owner is unable to re-register during this period from the 4th of January until the 31st of March 2016, they must preserve their business names they had already

registered before the 4th of January this year in the automated system to prevent it from being lost. The preserved business names are valid for a period of three (03) three months and renewable for another three (03) months free of charge.

To preserve business name in the automated system, companies that have registered before the 4th of January 2016 must enter the relevant registration certificate in the new system. In an event that any company's administrator or enterprise's owner is unable to enter the information and documents in the automated system by themselves, they can visit the Ministry and request its business registration staff to do it on their behalf.

Article 4:

In an event any company's administrator or enterprise's owner is unable to re-register by the deadline state in Article 3, re-registration can still be done until the 30th of June 2016 but with full public service fee to be paid by them as in the case of registering a new business.

Article 5:

If any company's administrator or enterprise's owner fails to re-register before the 30th of June 2016, the Ministry of Commerce will be obliged to send a letter informing the Ministry of Economy and Finance to settle any remaining tax obligations and, if necessary, forward the case to court for further action according to the law.

Article 6:

All transactions of service fees destined for the state budget will be made through electronic banking system as already determined by the provisions in the joint Prakas number 1643 SHV PrK dated 16th of December 2014 between the Ministry of Commerce and Ministry of Economy and Finance or other legal means that are still in force or to be amended. Company shall keep a receipt of payment issued by the automated system to serve as proof that the transaction has already been made. In an event where founder, administrator or owner of the company physically visit the Department of Business Registration to ask its registration officer for assistance in filling out the registration form on their behalf, the transaction of the service fee must be directly made at the cashier of public service fees at the Ministry of Commerce.

Article 7:

Any statement that contradicts this Prakas will be considered null and void.

Article 8:

Chief of Cabinet, Director-General, Inspector-General, Director of Department, Heads of Municipal/Provincial Departments of Commerce, and heads of other units under the Ministry of Commerce must implement this Prakas according to their respective duties from this date of 4 January 2016 onward.

Senior Minister
Minister of Commerce
[Signed and Sealed]
Sun Chanthol

Distribution:

- General Secretariat of the Senate
- General Secretariat of the National Assembly
- Office of the Council of Ministers
- Cabinet of Samdech Aka Moha Sena Padei Techo Hun Sen, Prime Minister
- Cabinet of H.E Keat Chhon, Deputy Prime Minister
- Ministry of Economy and Finance
- National Audit Authority
- Relevant ministries
- Anti-Corruption Unit
- General Department of Camcontrol
- General Department of Custom Excise and Duty
- All municipal and provincial administrations
- Cambodian Chambers of Commerce
- Garment Manufacturers Association of Cambodia "for information"
- As in Article 8 for implementation
- Archive-Chronology